House File 2350 - Introduced

HOUSE FILE 2350

BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO HSB 585)

A BILL FOR

- 1 An Act concerning gambling game licensure requirements and
- 2 fees, and including applicability provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

H.F. 2350

- 1 Section 1. Section 99F.5, subsection 1, Code 2016, is 2 amended to read as follows: 1. A qualified sponsoring organization may apply to the 4 commission for a license to conduct gambling games on an 5 excursion gambling boat or gambling structure as provided in 6 this chapter. A person may apply to the commission for a 7 license to operate an excursion gambling boat. An operating 8 agreement entered into on or after May 6, 2004, between 9 a qualified sponsoring organization and an operator of an 10 excursion gambling boat or gambling structure shall provide for ll a minimum distribution by the qualified sponsoring organization 12 for educational, civic, public, charitable, patriotic, or 13 religious uses as defined in section 99B.1, that averages at 14 least three percent of the adjusted gross receipts for each 15 license year. If an operating agreement has been entered into 16 between a qualified sponsoring organization and an operator of 17 an excursion gambling boat or gambling structure, the person 18 licensed to operate the excursion gambling boat or gambling 19 structure pursuant to that agreement shall be noted and 20 included as a part of the initial or renewed license issued to 21 the qualified sponsoring organization. The application shall 22 be filed with the administrator of the commission at least 23 ninety days before the first day of the next excursion season 24 as determined by the commission, shall identify the excursion 25 gambling boat upon which gambling games will be authorized, 26 shall specify the exact location where the excursion gambling 27 boat will be docked, and shall be in a form and contain 28 information as the commission prescribes. The minimum capacity 29 of an excursion gambling boat or gambling structure is two
- 31 Sec. 2. Section 99F.10, subsection 7, Code 2016, is amended 32 to read as follows:

30 hundred fifty persons.

- 7. In addition to any other fees required by this chapter, a person awarded a new license to conduct gambling games
- 35 pursuant to section 99F.7 on or after January 1, 2004, shall

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H.F. 2350

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1 pay the applicable initial license fee to the commission as
 2 provided by this subsection. A person awarded a new license
 3 shall pay one-fifth of the applicable initial license fee
 4 immediately upon the granting of the license, one-fifth of
 5 the applicable initial license fee within one year of the
 6 granting of the license, one-fifth of the applicable initial
 7 license fee within two years of the granting of the license,
 8 one-fifth of the applicable initial license fee within three
 9 years of the granting of the license, and the remaining
10 one-fifth of the applicable initial license fee within four
11 years of the granting of the license. However, the license
12 fee provided for in this subsection shall not only apply when
13 a licensed facility is sold and a new license is issued to the
14 purchaser a person for a facility that increases the number of
15 licensed facilities in the county. Fees paid pursuant to this
16 subsection are not refundable to the licensee. For purposes of
17 this subsection, the applicable initial license fee shall be
18 five million dollars if the population of the county where the
19 licensee shall conduct gambling games is fifteen thousand or
20 less based upon the most recent federal decennial census, shall
21 be ten million dollars if the population of the county where
22 the licensee shall conduct gambling games is more than fifteen
23 thousand and less than one hundred thousand based upon the most
24 recent federal decennial census, and shall be twenty million
25 dollars if the population of the county where the licensee
26 shall conduct gambling games is one hundred thousand or more
27 based upon the most recent federal decennial census. Moneys
28 collected by the commission from an initial license fee paid
29 under this subsection shall be deposited in the rebuild Iowa
30 infrastructure fund created in section 8.57.
      Sec. 3. APPLICABILITY. This Act applies to initial or
31
32 renewed licenses issued to a qualified sponsoring organization
33 on or after the effective date of this Act.
34
                             EXPLANATION
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The inclusion of this explanation does not constitute agreement with

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H.F. 2350

- the explanation's substance by the members of the general assembly.
- 2 Code section 99F.5, concerning gambling game licensing, is
- 3 amended to provide that if an operating agreement has been
- 4 entered into between a qualified sponsoring organization and an
- 5 operator of an excursion gambling boat or gambling structure,
- 6 the person licensed to operate the boat or structure shall be
- 7 noted and included as a part of the initial or renewed license
- 8 issued to the qualified sponsoring organization.
- 9 Code section 99F.10, concerning license fees, is amended to
- 10 provide that the initial license fee shall be paid only when a
- 11 new license is issued to a person for a facility that increases
- 12 the number of licensed facilities in the county.
- 13 This bill applies to licenses issued or renewed on or after
- 14 the effective date of the bill.